

1 CLEMENT SETH ROBERTS (SBN 209203)  
croberts@orrick.com  
2 BAS DE BLANK (SBN 191487)  
basdeblank@orrick.com  
3 ALYSSA CARIDIS (SBN 260103)  
acaridis@orrick.com  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
The Orrick Building  
5 405 Howard Street  
San Francisco, CA 94105-2669  
6 Telephone: +1 415 773 5700  
Facsimile: +1 415 773 5759  
7  
8 SEAN M. SULLIVAN (*pro hac vice*)  
sullivan@ls3ip.com  
9 COLE B. RICHTER (*pro hac vice*)  
richter@ls3ip.com  
10 LEE SULLIVAN SHEA & SMITH LLP  
656 W Randolph St., Floor 5W  
Chicago, IL 60661  
11 Telephone: +1 312 754 0002  
Facsimile: +1 312 754 0003  
12  
13 *Attorneys for Sonos, Inc.*

14  
15  
16  
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

17 GOOGLE LLC,  
18 Plaintiff and Counter-defendant,  
19 v.  
20 SONOS, INC.,  
21 Defendant and Counter-claimant.

Case No. 3:20-cv-06754-WHA  
Related to Case No. 3:21-cv-07559-WHA

**REPLY DECLARATION OF DOUGLAS  
C. SCHMIDT IN SUPPORT OF SONOS'S  
MOTION FOR SUMMARY JUDGMENT  
REGARDING GOOGLE'S CONTRACT-  
RELATED CLAIMS**

Date: March 30, 2023  
Time: 8:00 A.M.  
Place: Courtroom 12, 19<sup>th</sup> Floor  
Judge: Hon. William Alsup  
  
Complaint Filed: September 28, 2020

1 I, Douglas C. Schmidt, declare as follows and would so testify under oath if called upon to  
2 do so:

3 1. I make this declaration based on my personal knowledge, unless otherwise noted.  
4 If called, I can and will testify competently to the matters set forth herein.

5 2. I make this declaration in further support of Sonos's Motion for Summary  
6 Judgment.

7 3. On February 6, 2023, counsel for Sonos submitted a declaration I made in support  
8 of Sonos's Motion for Summary Judgment. *See* Dkt. No. 478-3. I hereby incorporate that  
9 declaration herein as if stated in full.

10 4. Attached as Exhibit 13 are further excerpts of my rebuttal expert report in this  
11 case, served on January 13, 2023. These excerpts are—in relevant part—my expert opinions, and  
12 I will testify to these opinions under oath at trial.

13  
14 I declare under penalty of perjury that the foregoing is true and correct to the best of my  
15 knowledge. Executed this 28th day of February, 2023 in Nashville, Tennessee.

16  
17 

18 \_\_\_\_\_  
19 Douglas C. Schmidt  
20  
21  
22  
23  
24  
25  
26  
27  
28